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FAX TRANSMISSION**DATE:** December 17, 2007**PTO IDENTIFIER:** Application Number 10/625,005-Conf. #8435
Patent Number 7,295,501**Inventor:** Takayuki Ono**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** OSHA · LIANG LLP
Jonathan P. Osha (sjb)**PHONE:** (713) 228-8600**Attorney Dkt. #:** 04536/019001**PAGES (Including Cover Sheet):** 6**CONTENTS:** Request for Reconsideration of Patent Term Adjustment w/ Attachment (3 pages)
Transmittal (1 page)
Certificate of Transmission (1 page)

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OSHA · LIANG LLP
1221 McKinney St., Suite 2800, Houston, Texas 77010
Telephone: (713) 228-8600 **Facsimile:** (713) 228-8778

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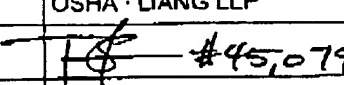
PTO/SB/21 (11-07)

Approved for use through 11/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	Patent#: 7,295,501	
	Filing Date	Issued: November 13, 2007	
	First Named Inventor	Takayuki Ono	
	Art Unit	2627	
	Examiner Name	G. Patel	
Total Number of Pages in This Submission	6	Attorney Docket Number	04536/019001

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Patent Term Adjustment w/ Attachment (3 pages)
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	OSHA · LIANG LLP	
Signature	 #45,079	
Printed name	Jonathan P. Osha THOMAS SCHUBER	
Date	December 17, 2007	Reg. No. 33,986

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CENTRAL FAX CENTER**DEC 17 2007**Docket No.: 04536/019001
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:
Takayuki Ono**Application No.: 10/625,005****Confirmation No.: 8435****Filed: July 23, 2003****Art Unit: 2627****For: APPARATUS AND METHOD FOR
CONTROLLING A FOCUS JUMP AND
LEVEL THEREOF IN A MULTILAYER
OPTICAL DISK**

Examiner: G. Patel**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT**
PURSUANT TO 37 C.F.R. §1.705(d)**Commissioner for Patents**
P.O. Box 1450
Alexandria, VA 22313-1450**Dear Sir:**

The Applicant respectfully requests reconsideration of the patent term adjustment listed on the issue notification for the referenced application. Specifically, the Applicant respectfully requests that the patent term adjustment be changed to reflect 642 days of patent term adjustment. The pertinent facts are as follows:

1. Notice of Allowance for the referenced case mailed May 1, 2007 listed a patent term adjustment of 642 days.
2. The Issue Fee for the referenced application was timely paid on June 20, 2007.
3. On August 24, 2007, a Notice of Abandonment was erroneously sent indicating the Issue Fee had not been paid.

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4. Applicant then submitted a Petition to Withdraw Holding of Abandonment on September 13, 2007, showing documentation that the Issue Fee had actually been paid on June 20, 2007.
5. A Notice of Rescinded Abandonment was sent on September 21, 2007.
6. The Issue Notification for the referenced case received on October 24, 2007 reflects a patent term adjustment of 599 days. A copy of the issue notification is included with this request.

In view of the above facts, it is clear that the Applicant submitted no papers after the Notice of Allowance that should trigger an Applicant delay with respect to Patent Term Adjustment and as such there should be no days subtracted from the 642 days due at the time of the issuance of the Notice of Allowance. Applicant respectfully requests the Patent Term Adjustment be changed to reflect a Patent Term Adjustment of 642 days.

Applicant believes this request meets all the requirements set out in 37 CFR §1.705(d). If this belief is incorrect, or other issues arise, please contact the undersigned or his associates at the telephone number listed below. Please apply any charges not covered, or any credits, to Deposit Account 50-0591 (Reference Number 04536/019001).

Dated: December 17, 2007

Respectfully submitted,

By [Signature] #45,079
Jonathan P. Osha ~~THOMAS SCHUBERT~~
Registration No.: 33,986
OSHA · LIANG LLP
1221 McKinney St., Suite 2800
Houston, Texas 77010
(713) 228-8600
(713) 228-8778 (Fax)

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APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/625,005	11/13/2007	7295501	04536/019001	8435

22511 7590 10/24/2007
OSHA LIANG L.L.P.
1221 MCKINNEY STREET
SUITE 2800
HOUSTON, TX 77010

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ISSUE NOTIFICATION

The projected patent number and issue date are specified above.

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(application filed on or after May 29, 2000)

The Patent Term Adjustment is 599 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (571)-272-4200.

APPLICANT(s) (Please see PAIR WEB site <http://pair.uspto.gov> for additional applicants):

Takayuki Ono, Osaka, JAPAN;

DOCKETED ACTION:	
<input checked="" type="checkbox"/> New	<input type="checkbox"/> Prev.
<input type="checkbox"/> N/A	<input type="checkbox"/> New Matter
INITIALS: <u>YIP</u>	

PTO/SB/97 (09-04)

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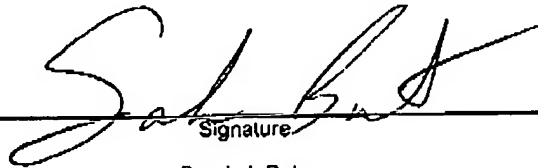
Application No. (if known): 10/625,005

Attorney Docket No.: 04536/019001

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on December 17, 2007
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Sarah J. Buta

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Request for Reconsideration of Patent Term Adjustment w/ Attachment
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